

MAR. 16. 2006 4:45PM 513 241 6234

RECEIVED
CENTRAL FAX CENTER

NO. 2543 P. 1

MAR 16 2006

BRUCE TITTEL
DONALD F. FREI
DAVID S. STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN, JR.
THOMAS J. BURGER
GREGORY F. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUPT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
BEVERLY A. LYMAN, Ph.D.
KRISTI L. DAVIDSON

WOOD, HERRON & EVANS, L.L.P.

2700 Carew Tower

441 Vine Street

Cincinnati, Ohio 45202-2917

Telephone: 513-241-2324

Facsimile: 513-241-6234

EMAIL: info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968

TRUMAN A. HERRON 1935-1978

EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
C. RICHARD EBY
DAVID E. PRITCHARD

KATHRYN E. SMITH
P. ANDREW BLATT, Ph.D.
DAVID E. JEFFERIES
WILLIAM R. ALLEN, Ph.D.
JOHN PAUL DAVIS
DOUGLAS A. SCHOLER
BRETT A. SCHATZ
DAVID W. DORTON
SARAH OTTE GRABER
STEVEN W. BENINTENDI, Ph.D.
RANDALL S. JACKSON, JR.

OF COUNSEL
JOHN D. POFFENBERGER
DAVID J. JOSEPHIC
THOMAS W. FLYNN
J. DWIGHT POFFENBERGER, JR.
BRADLEY D. BECK

FACSIMILE COVER SHEET

If transmission is interrupted or of poor
quality, please notify us immediately by
calling 513 \ 241-2324.
Ask for sender's secretary.

TO: The Honorable Commissioner
Attention: Alissa L. Hoey
Art Unit 3765

FROM: David H. Brinkman

Fax No.: (571) 273-8300

Phone: (513) 241-2324

Date: March 16, 2006

Fax: (513) 421-7269

Pages (including cover page): 18

Re: U.S. Serial No. 10/690,195
GARMENT
Attorney Docket No. CURRY-02US

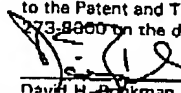
ATTACHMENTS/COMMENTS: OFFICIAL

Please deliver to Alissa L. Hoey
Amendment Transmittal (3 pages) (in duplicate)
Amendment (11 pages)

03/17/2006 HTECKLU1 00000008 233000 10690195
Sale Ref: 00000008 DAH: 233000 10690195
01 FC:2253 510.00 DA

CERTIFICATE OF FACSIMILE TRANSMISSION

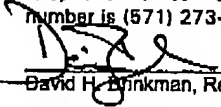
I hereby certify that this correspondence is being facsimile transmitted
to the Patent and Trademark Office centralized facsimile number (571)
273-8300 on the date shown below.


David H. Brinkman

March 16, 2006

Certificate of Facsimile

I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Alissa L. Hoey whose telephone number is (571) 272-4985 and fax number is (571) 273-8300 on March 16, 2006.


David H. Brinkman, Reg. No. 40,532

3/16/06
Date

**RECEIVED
CENTRAL FAX CENTER**

MAR 16 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James C. Curry
Serial No.: 10/690,195
Filed: October 21, 2003
Confirmation No.: 3677
Group Art Unit: 3765
Examiner: Hoey, Alissa L.
Title: **GARMENT**
Atty Docket: CURRY-02US

Cincinnati, Ohio 45202

March 16, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. X Small Entity status is claimed.
 Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	17	MINUS	21	= 0	x \$25	\$0	x \$50	\$0
INDEP.	4	MINUS	4	= 0	x \$100	\$0	x \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$180	\$0	+ \$360	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

 X No additional fee for claims is required.

4. Attached is a check in the sum of \$_____.

_____ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
one month	\$ 120.00	\$ 60.00
two months	\$ 450.00	\$225.00
<u>X</u> three months	\$1,020.00	\$510.00
four months	\$1,590.00	\$795.00

X Please charge Deposit Account No. 23-3000 in the amount of \$510.00 for the three (3) months extension fee as required by 37 C.F.R. § 1.17(a)(2) for small entity status.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

— An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

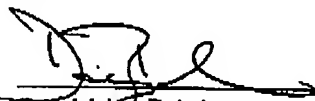
OR

(b) — Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Deposit Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

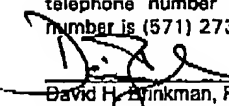


David H. Brinkman
Reg. No. 40,532

2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202
(513) 241-2324 - Voice

Certificate of Facsimile

I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Alissa L. Hoey whose telephone number is (571) 272-4985 and fax number is (571) 273-8300 on March 16, 2006.


David H. Brinkman, Reg. No. 40,532

3/16/06
Date

RECEIVED
CENTRAL FAX CENTER
MAR 16 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James C. Curry
Serial No.: 10/690,195
Filed: October 21, 2003
Confirmation No.: 3677
Group Art Unit: 3765
Examiner: Hoey, Alissa L.
Title: **GARMENT**
Atty Docket: CURRY-02US

Cincinnati, Ohio 45202

March 16, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. X Small Entity status is claimed.
 Other than a Small Entity.
3. The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	17	MINUS	21	= 0	x \$25	\$0	x \$50	\$0
INDEP.	4	MINUS	4	= 0	x \$100	\$0	x \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$180	\$0	+ \$360	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

 X No additional fee for claims is required.

4. Attached is a check in the sum of \$_____.

_____ Please charge my Deposit Account No. 23-3000 in the amount of \$_____.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
___	one month	\$ 120.00	\$ 60.00
___	two months	\$ 450.00	\$225.00
<u>X</u>	three months	\$1,020.00	\$510.00
___	four months	\$1,590.00	\$795.00

X Please charge Deposit Account No. 23-3000 in the amount of \$510.00 for the three (3) months extension fee as required by 37 C.F.R. § 1.17(a)(2) for small entity status.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

___ An extension for ___ months has already been secured and the fee paid thereof of \$ ___ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$ ____.


OR

(b) ___ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Deposit Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

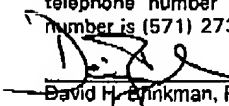


David H. Brinkman
Reg. No. 40,532

2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202
(513) 241-2324 - Voice

Certificate of Facsimile

I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Alissa L. Hoey whose telephone number is (571) 272-4985 and fax number is (571) 273-8300 on March 16, 2006.


David H. Brinkman, Reg. No. 40,532

3/16/06
Date

RECEIVED
CENTRAL FAX CENTER

MAR 16 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James C. Curry
Serial No.: 10/690,195
Filed: October 21, 2003
Confirmation No.: 3677
Group Art Unit: 3765
Examiner: Hoey, Alissa L.
Title: **GARMENT**
Atty Docket: CURRY-02US

Cincinnati, Ohio 45202

March 16, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. X Small Entity status is claimed.
 Other than a Small Entity.
3. The fee has been calculated as shown below:

Page 1 of 3

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		LARGE ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Extra	Present Rate	Fee	Present Rate	Fee
TOTAL	17	MINUS	21	= 0	x \$25	\$0	x \$50	\$0
INDEP.	4	MINUS	4	= 0	x \$100	\$0	x \$200	\$0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+\$180	\$0	+\$360	\$0
TOTALS					TOTAL FEE	\$0	TOTAL FEE	\$0

- ☆ If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 ☆☆☆ If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

 X No additional fee for claims is required.

4. Attached is a check in the sum of \$ ____.

____ Please charge my Deposit Account No. 23-3000 in the amount of \$ ____.

A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
_____	one month	\$ 120.00	\$ 60.00
_____	two months	\$ 450.00	\$225.00
<u>X</u>	three months	\$1,020.00	\$510.00
_____	four months	\$1,590.00	\$795.00

X Please charge Deposit Account No. 23-3000 in the amount of **\$510.00** for the three (3) months extension fee as required by 37 C.F.R. § 1.17(a)(2) for small entity status.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

_____ An extension for _____ months has already been secured and the fee paid thereof of \$_____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$_____.

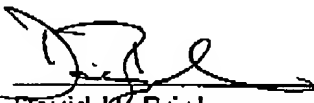
OR

(b) _____ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

XX If any additional fee for claims or extension of time is required, charge Deposit Account No. 23-3000. A duplicate of this transmittal is attached.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.



David W. Brinkman
Reg. No. 40,532

2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202
(513) 241-2324 - Voice

Page 3 of 3

MAR 16 2006

BRUCE TITTEL
DONALD F. FREI
DAVID S. STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN, JR.
THOMAS J. BURGER
GREGORY F. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUPT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
BEVERLY A. LYMAN, Ph.D.
KRISTI L. DAVIDSON

WOOD, HERRON & EVANS, L.L.P.

2700 Carew Tower
441 Vine Street
Cincinnati, Ohio 45202-2917
Telephone: 513-241-2324
Facsimile: 513-241-6234
EMAIL: info@whepatent.com

**PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION**

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1978
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
C. RICHARD EBY
DAVID E. PRITCHARD

KATHRYN E. SMITH
P. ANDREW BLATT, Ph.D.
DAVID E. JEFFERIES
WILLIAM R. ALLEN, Ph.D.
JOHN PAUL DAVIS
DOUGLAS A. SCHOLER
BRETT A. SCHATZ
DAVID W. DORTON
SARAH OTTE GRABER
STEVEN W. BENINTENDI, Ph.D.
RANDALL S. JACKSON, JR.

OF COUNSEL
JOHN D. POFFENBERGER
DAVID J. JOSEPHIC
THOMAS W. FLYNN
J. DWIGHT POFFENBERGER, JR.
BRADLEY D. BECK

FACSIMILE COVER SHEET

If transmission is interrupted or of poor
quality, please notify us immediately by
calling 513 \ 241-2324.
Ask for sender's secretary.

TO: The Honorable Commissioner
Attention: Alissa L. Hoey
Art Unit 3765

FROM: David H. Brinkman

Fax No.: (571) 273-8300

Phone: (513) 241-2324

Date: March 16, 2006

Fax: (513) 421-7269

Pages (including cover page): 18


Re: U.S. Serial No. 10/690,195
GARMENT
Attorney Docket No. CURRY-02US

ATTACHMENTS/COMMENTS: OFFICIAL

Please deliver to Alissa L. Hoey
Amendment Transmittal (3 pages) (in duplicate)
Amendment (11 pages)

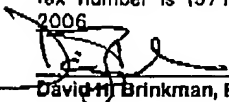
CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted
to the Patent and Trademark Office centralized facsimile number (571)
273-8300 on the date shown below.

 March 16, 2006
David H. Brinkman Date

Certificate of Facsimile

I hereby certify that this correspondence is being deposited via facsimile to The Honorable Commissioner in the United States Patent and Trademark Office, Attention: Alissa L. Hoey whose telephone number is (571) 272-4985 and fax number is (571) 273-8300 on March 16, 2006



David H. Brinkman, Reg. No. 40,532 Date 3/16/06

RECEIVED
CENTRAL FAX CENTER

MAR 16 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James C. Curry
Serial No.: 10/690,195
Filed: October 21, 2003
Confirmation No.: 3677
Group Art Unit: 3765
Examiner: Hoey, Alissa L.
Title: **GARMENT**
Atty. Docket: CURRY-02US

Cincinnati, Ohio 45202

March 16, 2006

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed on September 16, 2005, please
amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.